

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**
(Page 1)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name:

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled STENT DELIVERY SYSTEM AND METHOD OF USE, the specification of which is attached hereto was filed on _____ as United States Application No. or PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b), of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designates at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed:

| <u>Country</u> | <u>Application No.</u> | <u>Filed (Day/Mo./Yr.)</u> | (Yes/No) <u>Priority Claimed</u> |
|----------------|------------------------|----------------------------|-------------------------------------|
|----------------|------------------------|----------------------------|-------------------------------------|

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

| | |
|------------------------|----------------------------|
| <u>Application No.</u> | <u>Filed (Day/Mo./Yr.)</u> |
|------------------------|----------------------------|

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in

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the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| <u>Application No.</u> | <u>Filed (Day/Mo./Yr.)</u> | <u>(Patented, Pending, Abandoned)</u> | <u>Status</u> |
|------------------------|----------------------------|---------------------------------------|---------------|
|------------------------|----------------------------|---------------------------------------|---------------|

I hereby appoint the practitioners associated with the firm and Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to the address associated with that Customer Number.

FITZPATRICK, CELLA, HARPER & SCINTO
Customer Number: 05514

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor RICCI, Donald R.
Inventor's signature 
Date February 11, 2000 Citizen/Subject of Canada
Residence 4443 West 3rd Avenue, Vancouver, British Columbia,
Canada, V6R 1M9
Post Office Address same as residence

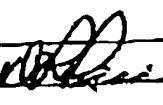
Full Name of Second Joint Inventor, if any _____
Second Inventor's signature _____
Date _____ Citizen/Subject of _____
Residence _____
Post Office Address _____

| STATEMENT DECLARING SMALL ENTITY STATUS (37 CFR 1.9(f) AND 1.27 (b)) - INDEPENDENT INVENTOR | | | | Docket No. |
|---|---|---|---|------------|
| Serial No. | Filing Date | Patent No. | Issue Date | |
| Applicant/ Donald R. Ricci Patentee: | February 11, 2000 | | | |
| Invention: STENT DELIVERY SYSTEM AND METHOD OF USE | | | | |
| <p>As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled above and described in:</p> <p><input checked="" type="checkbox"/> the specification to be filed herewith. <input type="checkbox"/> the application identified above. <input type="checkbox"/> the patent identified above.</p> <p>I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).</p> <p>Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:</p> <p><input checked="" type="checkbox"/> No such person, concern or organization exists. <input type="checkbox"/> Each such person, concern or organization is listed below.</p> <p>NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention according to their status as small entities (37 CFR 1.27)</p> | | | | |
| FULL NAME | Donald R. Ricci | | | |
| ADDRESS | 4443 West 3rd Avenue, Vancouver, British Columbia, Canada V6R 1M9 | | | |
| | <input checked="" type="checkbox"/> Individual | <input type="checkbox"/> Small Business Concern | <input type="checkbox"/> Nonprofit Organization | |
| FULL NAME | | | | |
| ADDRESS | | | | |
| | <input type="checkbox"/> Individual | <input type="checkbox"/> Small Business Concern | <input type="checkbox"/> Nonprofit Organization | |
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| FULL NAME | | | | |
| ADDRESS | | | | |
| | <input type="checkbox"/> Individual | <input type="checkbox"/> Small Business Concern | <input type="checkbox"/> Nonprofit Organization | |

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR Donald R. Ricci

SIGNATURE OF INVENTOR 

DATE: February 11, 2000

NAME OF INVENTOR _____

SIGNATURE OF INVENTOR _____

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